IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINRTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 17303 of 1995

Between:

B.Laxma Reddy, S/o. Late Chandra Reddy, Age 60 years,
Occ: Agriculture, R/o.Nandigama Village, Maddur Mandal,
Mahaboobnagar District.

..... PETITIONER

AND

1.The State Election Commission, rep., by its Election Commissioner
Andhra Pradesh Hyderabad
2 Election Officer, Nandigama Village Gram Panchayat, Nandigama,
Maddur Mandal, Mahaboobnagar District..
3.The District Collector (Panchayat Raj), Mahaboobnagar District.
4.G.Venkata Reddy S/o. Kista Reddy, Age 35 years, Occ: Business,
R/o.Nandigama Village, Maddur Mandal, Mahaboobnagar District..
(Case against R4-was Dismissed for default, as per Court order dt:7.2.2003)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature or Writ of Mandamus, declaring the election held on 24-6-1995 for the Gram Panchayat Elections, Nandigama Village, Maddur Mandal, Mahaboobnagar District as illegal, void, abinitio.

Counsel for the Petitioner: MR.Y.ASHOK RAJ

Counsel for the Respondents 1 to 3: GP FOR PANCHAYAT RAJ & RIRAL DEVELOPMENT.

The Court made the following:

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ORAL ORDER:

Heard both sides.

2. The elections to the Gram Panchayat, Nandigama Village, held in the year 1995 are under challenge in the present writ petition.

3. On 03-08-1995, while admitting the writ petition, no interim order was granted by this Court staying the results of the elections held to the said Gram Panchayat.

4. The learned Government Pleader for Panchayat Raj submits that subsequent to the filing of the writ petition, elections to the said Gram Panchayat were held in the year 2001.

5. Having regard to the said fact, nothing survives for adjudication in the present writ petition and the same is liable to be dismissed as having become infructuous.

6. In the result, the writ petition is dismissed as having become infructuous. However, there shall be no order as to costs.

D.S.R.VARMA, J

09TH SEPTEMBER 2004

KRK

To:

1.The State Election Commission, rep., by its Election Commissioner, Andhra Pradesh Hyderabad.

2.Election Officer, Nandigama Village Gram Panchayat, Nandigama, Maddur Mandal, Mahaboobnagar District.

3.The District Collector (Panchayat Raj), Mahaboobnagar District.

4.Two C.Cs to the Government Pleader for Panchayat Raj & Rural Development, High Court Buildings, A.P., Hyderabad (OUT).

5.Two C.D. Copies.